

The Honorable Robert J. Bryan

**UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WASHINGTON (TACOMA)**

HANA ETCHEVERRY, individually and on  
behalf of all others similarly situated

Plaintiff,

v.

FRANCISCAN HEALTH SYSTEM D/B/A  
CHI FRANCISCAN HEALTH,  
FRANCISCAN MEDICAL GROUP,  
FRANCISCAN HEALTH VENTURES,  
HARRISON MEDICAL CENTER, and  
HARRISON MEDICAL CENTER  
FOUNDATION

Defendants.

Case No. 3:19-cv-05261-RJB-MAT

**NON-OPPOSITION OF  
DEFENDANTS FRANCISCAN  
HEALTH SYSTEM D/B/A CHI  
FRANCISCAN HEALTH,  
FRANCISCAN MEDICAL GROUP,  
FRANCISCAN HEALTH  
VENTURES, HARRISON  
MEDICAL CENTER, and  
HARRISON MEDICAL CENTER  
FOUNDATION TO PLAINTIFF'S  
FINAL APPROVAL OF CLASS  
AND COLLECTIVE  
SETTLEMENT**

Hearing Date: October 19, 2021

TO THE COURT, PLAINTIFF, AND COUNSEL OF RECORD:

Defendants, FRANCISCAN HEALTH SYSTEM D/B/A CHI FRANCISCAN HEALTH,  
FRANCISCAN MEDICAL GROUP, FRANCISCAN HEALTH VENTURES, HARRISON  
MEDICAL CENTER, and HARRISON MEDICAL CENTER FOUNDATION, do not oppose  
Plaintiff's Motion for Final Approval of Class and Collective Settlement.

DEFENDANTS' NON-OPPOSITION TO  
MOTION FOR FINAL APPROVAL  
OF CLASS AND COLLECTIVE ACTION SETTLEMENT  
(CASE NO. 3:19-CV-05261) - 1

 **POLSINELLI**  
1000 SECOND AVENUE, SUITE 3500  
SEATTLE, WA 98104 • (206) 393-5400

1 While Defendants continue to deny liability, Defendants do not oppose the final approval  
2 of this settlement as being fair, reasonable, and adequate.

3  
4 Dated: September 22, 2021.

5 s/Donald L. Samuels

6 Donald L. Samuels, WSBA #56214  
7 POLSINELLI PC  
8 1401 Lawrence Street, Suite 2300  
9 Denver, CO 80202  
10 Telephone: (303) 572-9300  
11 Facsimile: (303) 572-7883  
12 E-mail: dsamuels@polsinelli.com

13 Jessica M. Andrade, WSBA #39297  
14 POLSINELLI  
15 1000 2nd Avenue, Suite 3500  
16 Seattle, WA 98104  
17 Telephone: (206) 393-5400  
18 Facsimile: (206) 393-5401  
19 E-mail: jessica.andrade@polsinelli.com

20  
21 Attorneys for Defendants  
22 FRANCISCAN HEALTH SYSTEM D/B/A CHI  
23 FRANCISCAN HEALTH, FRANCISCAN  
24 MEDICAL GROUP, FRANCISCAN HEALTH  
25 VENTURES, HARRISON MEDICAL CENTER, and  
26 HARRISON MEDICAL CENTER FOUNDATION  
27

**CERTIFICATE OF SERVICE**

I hereby certify that on the date given below, I caused to be served the foregoing **NON-OPPOSITION OF DEFENDANTS FRANCISCAN HEALTH SYSTEM D/B/A CHI FRANCISCAN HEALTH, FRANCISCAN MEDICAL GROUP, FRANCISCAN HEALTH VENTURES, HARRISON MEDICAL CENTER, AND HARRISON MEDICAL CENTER FOUNDATION TO PLAINTIFF'S MOTION FOR FINAL APPROVAL OF CLASS AND COLLECTIVE SETTLEMENT** via CM-ECF Court Filing System on all the attorneys of record:

Beth E. Terrell, WSBA #2759 *Attorneys for Plaintiff*  
 Toby J. Marshall, WSBA #32723  
 TERRELL MARSHALL LAW Telephone: (206) 816-6603  
 GROUP PLLC Fax: (206) 319-5450  
 936 North 34<sup>th</sup> Street, Suite 300 Email: bterrell@terrellmarshall.com  
 Seattle, WA 98103-8869 tmarshall@terrellmarshall.com

Carolyn H. Cottrell, CA Bar # 166977 *Attorneys for Plaintiff*  
 Ori Edelstein, CA Bar # 268145  
*Pro Hac Vice* Telephone: (415) 421-7100  
 SCHNEIDER WALLACE COTTRELL Fax: (415) 421-7105  
 KONECKY WOTKYNs LLP Email: ccottrell@schneiderwallace.com  
 2000 Powell Street, Suite 1400 oedelstein@schneiderwallace.com  
 Emeryville, CA 94608

William M. Hogg, TX Bar # 24087733 *Attorneys for Plaintiff*  
*Pro Hac Vice*  
 SCHNEIDER WALLACE COTTRELL Telephone: (713) 338-2560  
 KONECKY WOTKYNs LLP Fax: (866) 505-8036  
 3700 Buffalo Speedway, Suite 960 Email: whogg@schneiderwallace.com  
 Houston, TX 77098

DATED: September 22, 2021

/s/Donald L. Samuels

DEFENDANTS' NON-OPPOSITION TO  
 MOTION FOR FINAL APPROVAL  
 OF CLASS AND COLLECTIVE ACTION SETTLEMENT  
 (CASE NO. 3:19-CV-05261) - 3

 **POLSINELLI**  
 1000 SECOND AVENUE, SUITE 3500  
 SEATTLE, WA 98104 • (206) 393-5400